

**U.S. District Court  
Western District of Virginia (Roanoke)  
CIVIL DOCKET FOR CASE #: 7:19-cv-00273-EKD**

City of Salem, Virginia v. Purdue Pharma L.P. et al  
Assigned to: Judge Elizabeth K. Dillon  
Demand: \$40,000,000  
Cause: 28:1332 Diversity—Notice of Removal

Date Filed: 03/28/2019  
Date Terminated: 08/01/2019  
Jury Demand: Defendant  
Nature of Suit: 360 P.I.: Other  
Jurisdiction: Diversity

**Plaintiff**

**City of Salem, Virginia**

represented by **Grant Edward Morris**  
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V.

**Defendant**

**Purdue Pharma L.P.**

**Defendant**

**Purdue Pharma Inc.**

**Defendant**

**The Purdue Frederick Company, Inc.**

**Defendant**

**Rhodes Pharmaceuticals, L.P.**

**Defendant**

**Abbott Laboratories**

**Defendant**

**Abbott Laboratories, Inc.**

**Defendant**

**Abbvie Inc.**

**Defendant**

**Mallinckrodt PLC**

**Defendant**

**Mallinckrodt LLC**

represented by **Sarah Byer Miller**  
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*LEAD ATTORNEY*  
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**Defendant**

**Specgx LLC**

represented by **Sarah Byer Miller**  
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*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*  
*Bar Status: Active*

**Defendant**

**Endo Health Solutions Inc.**

**Defendant**

**Endo Pharmaceuticals Inc.**

**Defendant**

**PAR Pharmaceutical Companies, Inc.**

**Defendant**

**PAR Pharmaceutical, Inc.**

**Defendant**

**TEVA Pharmaceuticals USA, Inc.**

**Defendant**

**Cephalon, Inc.**

**Defendant**

**Barr Laboratories, Inc.**

**Defendant**

**Watson Laboratories, Inc.**

**Defendant**

**Actavis Pharma, Inc.**

**Defendant**

**Actavis, LLC**

**Defendant**

**Janssen Pharmaceuticals, Inc.**

**Defendant**

**Ortho–Mcneil–Janssen Pharmaceuticals, Inc**

**Defendant**

**Janssen Pharmaceutica, Inc.**

**Defendant**

**Allergan PLC**

**Defendant**

**Allergan Finance, LLC**

**Defendant**

**Insys Therapeutics, Inc.**

**Defendant**

**KVK–Tech, Inc.**

**Defendant**

**Amneal Pharmaceuticals LLC**

**Defendant**

**Impax Laboratories, LLC**

**Defendant**

**Amneal Pharmaceuticals, Inc.**

**Defendant**

**Amneal Pharmaceuticals of New York, LLC**

**Defendant**

**Mylan Pharmaceuticals, Inc.**

**Defendant**

**McKesson Corporation**

**Defendant**

**McKesson Medical–Surgical Inc.**

**Defendant**

**Cardinal Health, Inc.**

**Defendant**

**Amerisourcebergen Drug Corporation**

**Defendant**

**Henry Schein, Inc.**

**Defendant**

**General Injectables & Vaccines, Inc.**

**Defendant**

**Insource, Inc.**

**Defendant**

**CVS Health Corporation**

**Defendant**

**CVS Pharmacy, Inc.**

**Defendant**

**CVS TN Distribution, L.L.C.**

**Defendant**

**Walgreen Boots Alliance, Inc.**

**Defendant**

**Walgreen Co.**

**Defendant**

**Express Scripts Holding Company**

represented by **Emily Munro Scott**  
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**Defendant**

**Express Scripts, Inc.**

represented by **Emily Munro Scott**  
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**Jacqueline Cook Hedblom**  
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*TERMINATED: 07/11/2019*  
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**Defendant**

**Caremark RX, L.L.C.**

**Defendant**

**CaremarkPCS Health, L.L.C.**

**Defendant**

**Caremark, L.L.C.**

**Defendant**

**UnitedHealth Group Incorporated**

represented by **Brian David Boone**  
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**Defendant**

**OptumRx, Inc.**

represented by **Brian David Boone**  
(See above for address)  
*LEAD ATTORNEY*  
*PRO HAC VICE*  
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**Kimberly Kisabeth Chemerinsky**  
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**Turner Anderson Broughton**  
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*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*  
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**William Herman Jordan**

(See above for address)

*LEAD ATTORNEY**PRO HAC VICE**ATTORNEY TO BE NOTICED**Bar Status: Phv***Defendant****Optum, Inc.**represented by **Brian David Boone**

(See above for address)

*LEAD ATTORNEY**PRO HAC VICE**ATTORNEY TO BE NOTICED**Bar Status: Phv***Kimberly Kisabeth Chemerinsky**

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*LEAD ATTORNEY**PRO HAC VICE**ATTORNEY TO BE NOTICED**Bar Status: Phv***Turner Anderson Broughton**

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*LEAD ATTORNEY**ATTORNEY TO BE NOTICED**Bar Status: Active***William Herman Jordan**

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*LEAD ATTORNEY**PRO HAC VICE**ATTORNEY TO BE NOTICED**Bar Status: Phv***Defendant****Does 1–100**

Email All Attorneys

Email All Attorneys and Additional Recipients

Date Filed	#	Docket Text
03/28/2019	<u>1</u>	NOTICE OF REMOVAL from City of Salem Circuit Court, case number CL19000113–00. (Filing & Administrative fee \$ 400, receipt #0423–3108847), filed by Mallinckrodt LLC, Specgx LLC. (Attachments: # <u>1</u> Civil Cover Sheet, # <u>2</u> Exhibit 1–State Court Records)(ck) (Entered: 03/29/2019)
03/29/2019	<u>2</u>	NOTICE by Optum, Inc., OptumRx, Inc., UnitedHealth Group Incorporated <i>Supplemental Notice of Removal</i> (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2)(Broughton, Turner)
04/02/2019	<u>3</u>	Order Requesting Transmittal of Case File from City of Salem Circuit Court. Signed by Judge Elizabeth K. Dillon on 4/2/2019. (ck)



04/04/2019	<u>14</u>	MOTION to Remand <i>and Incorporated Memorandum of Law</i> by City of Salem, Virginia. (Rogers, Lauren)
04/04/2019	<u>15</u>	Supplemental MOTION to Remand <i>and Incorporated Memorandum of Law</i> by City of Salem, Virginia. (Rogers, Lauren)
04/04/2019	<u>16</u>	MOTION to Expedite <i>Treatment of Motion to Remand</i> by City of Salem, Virginia. (Rogers, Lauren)
04/04/2019	<u>17</u>	Briefing Order. Signed by Judge Elizabeth K. Dillon on 4/4/2019. (ck)
04/05/2019	<u>18</u>	Notice of Filing Requirement to Mallinckrodt LLC, Specgx LLC – Pursuant to Standing Order dated May 15, 2000, and the adoption of Rule 7.1 of the Federal Rules of Civil Procedures, effective December 1, 2002, nongovernmental corporate parties are directed to file a Corporate Disclosure Statement with their first appearance, pleading, motion or response. <a href="#">Click here to access the Corporate Disclosure Statement Form</a> . This form should be electronically filed in this matter as ordered. (sas)
04/08/2019	<u>19</u>	Positive Corporate Disclosure Statement by Mallinckrodt LLC, Specgx LLC (Miller, Sarah)
04/11/2019	<u>10</u>	Positive Corporate Disclosure Statement by UnitedHealth Group Incorporated (Broughton, Turner)
04/11/2019	<u>11</u>	Positive Corporate Disclosure Statement by Optum, Inc. (Broughton, Turner) Modified on 4/12/2019 to add corporate parents United HealthCare Services, Inc. and UnitedHealth Group Incorporated (sas).
04/11/2019	<u>12</u>	Positive Corporate Disclosure Statement by OptumRx, Inc. (Broughton, Turner) Modified on 4/12/2019 to add corporate parents UnitedHealth Group Incorporated and OptumRX Holdings, LLC (sas).
04/12/2019	<u>13</u>	Paper State Court Records received from Circuit Court, City of Salem, CL19–113, (Paper records available for viewing in the Clerk's Office.) (ck)
04/12/2019	<u>14</u>	NOTICE of Appearance by Jacqueline Cook Hedblom on behalf of Express Scripts Holding Company, Express Scripts, Inc. (Hedblom, Jacqueline)
04/16/2019	<u>15</u>	MOTION for <i>William Jordan</i> to Appear Pro Hac Vice. Filing fee \$ 100, receipt number 0423–3122081. by Optum, Inc., OptumRx, Inc., UnitedHealth Group Incorporated. (Attachments: # <u>1</u> Text of Proposed Order)(Broughton, Turner)
04/16/2019	<u>16</u>	MOTION for <i>Kimberly Chemerinsky</i> to Appear Pro Hac Vice. Filing fee \$ 100, receipt number 0423–3122083. by Optum, Inc., OptumRx, Inc., UnitedHealth Group Incorporated. (Attachments: # <u>1</u> Text of Proposed Order)(Broughton, Turner)
04/17/2019	<u>17</u>	MOTION for <i>Brian Boone</i> to Appear Pro Hac Vice. Filing fee \$ 100, receipt number 0423–3122739. by Optum, Inc., OptumRx, Inc., UnitedHealth Group Incorporated. (Attachments: # <u>1</u> Text of Proposed Order)(Broughton, Turner)
04/17/2019	<u>18</u>	MOTION to Stay by Optum, Inc., OptumRx, Inc., UnitedHealth Group Incorporated. (Broughton, Turner)
04/17/2019	<u>19</u>	Brief / Memorandum in Support re <u>18</u> MOTION to Stay . filed by Optum, Inc., OptumRx, Inc., UnitedHealth Group Incorporated. (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2, # <u>3</u> Exhibit 3, # <u>4</u> Exhibit 4, # <u>5</u> Exhibit 5, # <u>6</u> Exhibit 6, # <u>7</u> Exhibit 7, # <u>8</u> Exhibit 8, # <u>9</u> Exhibit 9, # <u>10</u> Exhibit 10, # <u>11</u> Exhibit 11, # <u>12</u> Exhibit 12, # <u>13</u> Exhibit 13, # <u>14</u> Exhibit 14, # <u>15</u> Exhibit 15, # <u>16</u> Exhibit A, # <u>17</u> Text of Proposed Order)(Broughton, Turner)
04/18/2019	<u>20</u>	

		RESPONSE in Opposition re <u>4</u> MOTION to Remand <i>and Incorporated Memorandum of Law</i> . filed by Mallinckrodt LLC, Specgx LLC. (Attachments: # <u>1</u> Exhibit A – List of Cases)(Miller, Sarah)
04/18/2019	<u>21</u>	Brief / Memorandum in Opposition re <u>5</u> Supplemental MOTION to Remand <i>and Incorporated Memorandum of Law</i> . filed by Optum, Inc., OptumRx, Inc., UnitedHealth Group Incorporated. (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2, # <u>3</u> Exhibit 3)(Broughton, Turner)
04/19/2019	<u>22</u>	ORAL ORDER granting <u>15</u> MOTION to Appear Pro Hac Vice. Attorney William Herman Jordan for Optum, Inc., OptumRx, Inc. and UnitedHealth Group Incorporated added. Entered by Judge Elizabeth K. Dillon on 4/19/2019. (ck)
04/19/2019	<u>23</u>	ORAL ORDER granting <u>16</u> MOTION to Appear Pro Hac Vic. Attorney Kimberly Kisabeth Chemerinsky for Optum, Inc., OptumRx, Inc. and UnitedHealth Group Incorporated added. Entered by Judge Elizabeth K. Dillon on 4/19/2019. (ck)
04/19/2019	<u>24</u>	ORAL ORDER granting <u>17</u> MOTION to Appear Pro Hac Vice. Attorney Brian David Boone for Optum, Inc., OptumRx, Inc. and UnitedHealth Group Incorporated added. Entered by Judge Elizabeth K. Dillon on 4/19/2019. (ck)
04/24/2019	<u>25</u>	REPLY to Response to Motion re <u>4</u> MOTION to Remand <i>and Incorporated Memorandum of Law</i> . filed by City of Salem, Virginia. (Rogers, Lauren)
04/24/2019	<u>26</u>	REPLY to Response to Motion re <u>5</u> Supplemental MOTION to Remand <i>and Incorporated Memorandum of Law</i> . filed by City of Salem, Virginia. (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2)(Rogers, Lauren)
04/26/2019	<u>27</u>	RESPONSE in Opposition re <u>18</u> MOTION to Stay . filed by City of Salem, Virginia. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B)(Rogers, Lauren)
05/03/2019	<u>28</u>	NOTICE by Optum, Inc., OptumRx, Inc., UnitedHealth Group Incorporated re <u>18</u> , <u>19</u> of <i>Supplemental Authorities</i> (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C)(Broughton, Turner)
05/03/2019	<u>29</u>	REPLY to Response to Motion re <u>18</u> MOTION to Stay . filed by Optum, Inc., OptumRx, Inc., UnitedHealth Group Incorporated. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C)(Broughton, Turner)
05/06/2019	<u>30</u>	NOTICE by City of Salem, Virginia re <u>5</u> , <u>4</u> <i>Notice of Supplemental Authority</i> (Attachments: # <u>1</u> Exhibit A)(Rogers, Lauren)
05/16/2019	<u>31</u>	ORDER granting <u>18</u> Motion to Stay Case and denying as moot <u>6</u> Motion to Expedite. This case is STAYED temporarily pending a decision by the JPML as to whether the case will be transferred to the Opiate MDL. Signed by Judge Elizabeth K. Dillon on 5/16/2019. (ck)
07/11/2019	<u>32</u>	NOTICE of Appearance by Emily Munro Scott on behalf of Express Scripts Holding Company, Express Scripts, Inc. (Scott, Emily)
07/11/2019	<u>33</u>	NOTICE by Express Scripts Holding Company, Express Scripts, Inc. <i>Hedblom Withdrawal of Counsel</i> (Scott, Emily)
07/31/2019	<u>34</u>	MOTION to Withdraw as Attorney <i>and Memorandum in Support</i> by City of Salem, Virginia. (Attachments: # <u>1</u> Text of Proposed Order)(Rogers, Lauren)
08/01/2019	<u>35</u>	ORDER granting <u>34</u> Motion to Withdraw as Attorney. Attorney Lauren Tallent Rogers terminated. Signed by Judge Elizabeth K. Dillon on 08/01/2019. (aab)
08/01/2019	<u>36</u>	Notice of MDL Transfer Order from District of Northern Ohio; MDL No. 2804. (aab)